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Attorneys for Defendants SAN JOAQUIN  
COUNTY; SAN JOAQUIN COUNTY  
SHERIFF-CORONER PATRICK WITHROW;  
ROBERT HART, M.D.; FOZIA NAR, L.V.N.;  
MARY CEDANA, R.N.; SARAI HARDWICK,  
L.V.N.; CYNTHIA BORGES- ODELL, MFT;  
NICHOLE WARREN, P.T.; MANUEL  
RODRIGUEZ-GALAVIZ, MFT; MARICEL  
MAGAOAY, L.V.N.; MANDEEP KAUR, R.N.;  
CHERYL EVANS, A.S.W.; CHRISTEL  
BACKERT, FNP; and ROBYN MENDOZA, NP

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION

SALVADOR SILVA, DECEASED, by and  
through his Successor in Interest, SONJA  
ALVAREZ, SONJA ALVAREZ, Individually,

Plaintiff,

v.

SAN JOAQUIN COUNTY, a public entity;  
SAN JOAQUIN COUNTY SHERIFF-  
CORONER PATRICK WITHROW, in his  
individual and official capacities; ROBERT  
HART, M.D.; FOZIA NAR, L.V.N.; MARY  
CEDANA, R.N.; SARAI HARDWICK,  
L.V.N.; CYNTHIA BORGES- ODELL, MFT;  
NICHOLE WARREN, P.T.; MANUEL  
RODRIGUEZ-GALAVIZ, MFT; MARICEL  
MAGAOAY, L.V.N.; MANDEEP KAUR,  
R.N.; CHERYL EVANS, A.S.W.; CHRISTEL  
BACKERT, FNP; ROBYN MENDOZA, NP,  
and DOES 1–20; individually, jointly, and  
severally,

Defendants.

Case No. 2:20-cv-01461-JAM-CSK

**ORDER MODIFYING PRETRIAL  
SCHEDULING ORDER**

Judge: Hon. John A. Mendez

Trial Date: August 26, 2024

1 All parties, by and through their counsel of record, stipulate and hereby move this Court to  
 2 modify its February 15, 2024, Scheduling Order (ECF No. 50). Good cause exists to grant the  
 3 requested extension for each of the following reasons:

4 1. This is a civil rights, wrongful death, and survival action arising from the suicide of  
 5 pretrial detainee, Salvador Silva, on August 1, 2019, at the San Joaquin County Jail.

6 2. This case involves thirteen named Defendants. The parties previously informed the  
 7 Court of their difficulties scheduling discovery in this matter, due to the medical conditions of  
 8 some Defendants and witnesses, the death of Plaintiff's counsel's father, repeated Covid  
 9 infections, and the trial preparation schedules for counsel. (ECF Nos. 41, 43, 48, 50).

10 3. Since the February 15, 2024, Order modifying the scheduling order, Defendants'  
 11 counsel was preparing for and in trial, in a case that settled on February 5, 2024. Following that,  
 12 counsel for both sides, and an expert witness, have been ill or unexpectedly preoccupied by urgent  
 13 family health care matters. The parties are now scheduling final fact witness depositions in this  
 14 matter and are in the midst of disclosing opening and rebuttal expert reports, followed by multiple  
 15 expert witness depositions.

16 4. The parties are represented by experienced counsel who have worked cooperatively  
 17 together throughout this litigation and will continue to do so.

18 The parties, by and through their respective attorneys of records, hereby stipulate to the  
 19 following order being issued under this matter:

<u>Event</u>	<u>Current Date</u>	<u>New Date</u>
Expert Disclosures	March 29, 2024	No Change
Defendants' Life Expectancy Expert Disclosure	March 29, 2024	April 3, 2024
Rebuttal Expert Disclosures	April 12, 2024	April 26, 2024
Joint Mid-Litigation Statement (two weeks before discovery cutoff)	May 3, 2024	May 17, 2024
Fact Discovery Cutoff	May 17, 2024	May 31, 2024
Dispositive Motion Filing	April 30, 2024	June 4, 2024

Expert Discovery Cutoff	May 17, 2024	June 28, 2024
Dispositive Motion Hearing	June 4, 2024, at 1:00 p.m.	July 9, 2024, at 1:00 p.m.
Final Pretrial Conference	July 19, 2024, at 10:00 a.m.	July 26, 2024, at 10:00 a.m.
Trial	August 26, 2024, at 9:00 a.m.	No change

IT IS SO STIPULATED, BY AND THROUGH COUNSEL OF RECORD.

Dated: April 5, 2024

BURKE, WILLIAMS & SORESENSEN, LLP

By: /s/ Gregory R. Aker  
Gregory R. Aker

Attorneys for Defendants  
SAN JOAQUIN COUNTY, *et al.*

Dated: April 5, 2024

HADDAD & SHERWIN LLP

By: /s/ Julia Sherwin  
Julia Sherwin

Attorneys for Plaintiff  
SALVADOR SILVA. *et al.*

**ORDER MODIFYING PRETRIAL SCHEDULING ORDER**

Based on the stipulation of the parties and good cause appearing, the Pretrial Scheduling Order, is MODIFIED as follows:

<b><u>Event</u></b>	<b><u>Current Date</u></b>	<b><u>New Date</u></b>
Expert Disclosures	March 29, 2024	No Change
Defendants' Life Expectancy Expert Disclosure	March 29, 2024	April 3, 2024
Rebuttal Expert Disclosures	April 12, 2024	<b>April 26, 2024</b>
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Expert Discovery Cutoff	May 17, 2024	<b>June 28, 2024</b>
Dispositive Motion Hearing	June 4, 2024, at 1:00 p.m.	<b>July 9, 2024, at 1:00 p.m.</b>
Final Pretrial Conference	July 19, 2024, at 10:00 a.m.	<b>July 26, 2024, at 10:00 a.m.</b>
Trial	August 26, 2024, at 9:00 a.m.	As previously scheduled, <b>August 26, 2024, at 09:00 a.m.</b>

All other instructions contained in the November 02, 2020 Pretrial Scheduling Order (ECF No. 10) shall remain in effect.

IT IS SO ORDERED.

Dated: April 08, 2024

/s/ John A. Mendez

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THE HONORABLE JOHN A. MENDEZ  
SENIOR UNITED STATES DISTRICT JUDGE